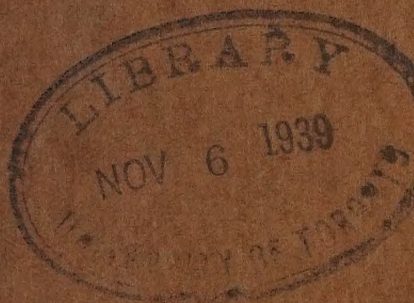


one Appended to
Duties. Reimbursement
Receiv. Commission on
Collection of new doc. No. 11a
Statement by
Gen. Coachman

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*AN ACT
RESPECTING
THE
CITY OF TORONTO*

An Act Respecting the City of Toronto.

*Assented to June 4th, 1920.
and all Amendments up to and including 1936*

Preamble—

Whereas the Corporation of the City of Toronto has, by petition, prayed for special legislation in respect of the several matters hereinafter set forth; and whereas at the annual municipal elections, held by the said Corporation on January 1st, 1920, the following questions were submitted to the electors qualified to vote on money by-laws: "Are you in favor of (1) The operation of the Toronto Railway System by a commission of three ratepayers resident in the municipality, to be appointed by the City Council and to act without salary? (2) The City's applying for legislation enabling it to borrow money without a further vote of the electors to acquire the property of the Toronto Railway Company which the City is entitled to take over under the agreement between the City and the Company and for the pur-

poses of the Transportation Commission, and to make arrangements for the operation thereof?"; and whereas the said electors, by a large majority, voted in favor of both of the foregoing questions; and whereas it is desirable to validate certain sales of lands for arrears of taxes and to remove any doubts that may arise as to the validity thereof; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Establishment of Toronto Transportation Commission.

1. The Council of the Corporation of the City of Toronto (hereinafter called the "Corporation") may by by-law establish a Commission under the name of "The Toronto Transportation Commission," (hereinafter called the "Commission") with the powers,

rights, authorities and privileges hereinafter set forth.

Incorporation and Members.

2. The said Commission shall be a body corporate and shall consist of three members, each of whom shall be a resident and ratepayer of the City of Toronto, and shall be appointed by the Council of the Corporation of the City of Toronto on the nomination of the Board of Control, and no appointment shall be made by such Council in the absence of such nomination except on the affirmative vote of at least two-thirds of the members of the Council present and voting, and the members so appointed shall hold office for three years and until their successors are appointed.

Vacancies.

3. Where a vacancy in the Commission occurs from any cause, the Council shall immediately appoint, as set out in the next preceding section,

a member who shall hold office for the remainder of the term for which his predecessor was appointed.

Reappointment of Members.

4. Any member shall be eligible for reappointment on the expiration of his term of office.

5. The members of the Commission may be paid such salary or other remuneration as may be fixed by by-law of the Council.

Member of Council not Eligible.

6. No member of the Council shall be eligible to be appointed a member of the Commission.

Control and Management by Commission of Street Car Systems.

7. The Council of the said Corporation, upon the Corporation acquiring such property of the Toronto Railway Company, as the said Corporation is entitled to take over under the provisions of the agreement and conditions, tender and by-law incorpor-

ated therewith, set forth as Schedule "A" to the Act passed in the fifty-fifth year of the reign of Her late Majesty Queen Victoria, chaptered 99, or under the provisions of the said Act, shall by by-law entrust to the said Commission the control, maintenance, operation, and management thereof and also the control, maintenance, operation and management of the municipal street railways, controlled and operated by the said Corporation.

Rights, Powers, Etc., of City Transferred to Commission.

8. Upon such by-law being passed by the said Council all the powers, rights, authorities and privileges of the said Corporation as to the construction, maintenance, operation, control and management of street railways by any general or special Act conferred upon the said Corporation shall be exercised by the Commission and not by the Council of the Corporation.

Control and Operation of Civic Car Lines.

9. The Council of the said Corporation may, in its discretion, by by-law entrust the construction, control, maintenance, operation and management of the municipal street railways controlled and operated by the said Corporation to the Commission at any time before the acquiring by the said Corporation of the property of the Toronto Railway Company hereinbefore referred to and thereafter all the powers, rights, authorities and privileges of the said Corporation as to construction, operation, control, maintenance and management of municipal street railways shall be exercised by the Commission and not by the Council of the said Corporation.

Construction and Operation of Motor Busses, Subways, Tubes, Etc.

10. The Council of the said Corporation may at any time by by-law entrust the construction, control,

maintenance, operation and management of lines of motor busses, or of subways, or of tubes or of any other method of underground or overhead local transportation within the power of the Corporation to the said Commission, and thereafter all the powers, rights, authorities and privileges of the said Corporation as to the construction, control, maintenance, operation and management of the transportation so put under the control of the Commission shall be exercised by the Commission and not by the Council of the Corporation.

Duties of Commission as to Local Transportation, Etc.

11. From and after its establishment it shall be the duty of the Commission to consider generally all matters relating to local transportation in the City of Toronto, to construct such new lines of street railway and to provide such plant, equipment and other facilities as it may

consider necessary to be constructed or provided in anticipation of the taking over by the City of the property of the Toronto Railway Company, referred to in Section 6.

Particular Powers of Commission.

12. The Commission shall, in particular, but not so as to restrict its general powers and duties, have the following powers and duties, namely:—

(a) To construct, control, maintain, operate and manage new lines of street railway in addition to or in extension of existing lines;

(b) To fix such tolls and fares so that the revenue of the Commission shall be sufficient to make all transportation facilities under its control and management self-sustaining, after providing for such maintenance, renewals, depreciation and debt charges as it shall think proper;

(c) To make requisitions upon the Council for all sums of money necessary to carry out its powers and duties but nothing herein contained shall divest the Council of its authority with reference to providing the money required for such works, and when such money is provided by the Council the treasurer of the municipality shall upon the certificate of the Commission pay out any money so provided.

12a. Subject to the provisions of The Highway Traffic Act, 1923, and The Public Vehicle Act, 1923, and to any amendments or regulations made to or under the said Acts, The Toronto Transportation Commission may operate public vehicles hired by a party of persons for the purpose of conveying such persons on a special trip or a special return trip from the City of Toronto to any place outside Toronto or from any place in the County of York to any place outside that county.

Added by 17 Geo. V., Chap. 134, Sec. 4.

12b. Subject to the provisions of The Highway Traffic Act, 1923, and the Public Vehicle Act, 1923, and to any amendments or regulations made to or under the said Acts, The Toronto Transportation Commission may operate public vehicles from the city of Toronto to the city of Niagara Falls and return.

Added by 17 Geo. V., Chap. 134, Sec. 5.

Annual Report of Commission to Council.

13. Immediately after the close of each calendar year the Commission shall prepare report to Council and publish a complete audited and certified financial statement of its affairs, including revenue and expense account, balance sheet and profit and loss statement, and said statement shall be accompanied by a general report of the operations of the Commission during the year.

Inspection of Books, etc., by Audit Department.

14. All the books, documents, transactions and accounts of the Commission shall, at all times, be open for inspection by the audit department of the said City.

Power to Borrow Money to Acquire Property of Toronto Railway Company and for New Lines of Railway.

15. The Council of the said Corporation may, without submitting the same to the qualified electors, pass a by-law or by-laws, from time to time, for the issue of "City of Toronto Consolidated Loan Debentures," for such sum or sums as may be deemed necessary by the Council for the following purposes:

(a) To acquire such property of the Toronto Railway Company as the Corporation is entitled to take over, under the provisions of the agreement and conditions, tender and by-law set forth as Schedule "A" to the

Act, passed in the fifty-fifth year of the reign of Her late Majesty Queen Victoria, chaptered 99, or under the provisions of the said Act confirming the said agreement;

(b) To provide and pay for such plant, equipment and other facilities as may be necessary to be provided in anticipation of the taking over by the Corporation of the property of the Toronto Railway Company hereinafter referred to and to meet such other expenditure as may be necessary in making arrangements for the operation of the said property when acquired by the said Corporation;

(c) To provide the Commission with moneys with which to construct new lines of railway or extensions of existing lines, to provide rolling stock and equipment, erect buildings, acquire lands and other facilities and otherwise to carry out fully the foregoing provisions of this Act.

Debentures not to be Counted in Ascertaining Limit of Borrowing.

16. The amount of any debentures, issued by the said Corporation under the provisions of sections 1 to 15 inclusive of this Act, shall not be included in the Corporation's debt in estimating the limit of its borrowing powers.

16a. All claims, actions and demands arising from or relating to the construction, repair, operation, management or control of the railways and property entrusted to the said Commission under sections 7, 9 and 10, or arising from the exercise of any of the powers of such Commission under this Act, shall be made upon and brought against the Commission and not upon or against the Corporation of the City of Toronto, and such Commission may sue and be sued in its own name.

Added by 12-13 Geo. V., Chap. 133, Sec. 3.

4 Geo. V., c. 98, s. 4, repealed.

17. Section 4 of the Act. passed in the fourth year of the reign of His Majesty King George V., chaptered 98, is hereby repealed.

Amended by:

20 Geo. V., c. 105, s. 7. and

1 Ed. VIII., c. 84, s. 3.

Acts of Toronto Transportation Commission re Gray Coach Lines confirmed	7—(1) The acquiring of capital stock by the Toronto Transportation Commission prior to the 8th day of April, 1929, in Gray Coach Lines, Limited, is hereby validated and confirmed.
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(2) No further investment in the capital stock of Gray Coach Lines, Limited, shall be made by the Toronto Transportation Commission, nor shall the

capitalization of the said company hereafter be increased, unless and until the consent of the Council of the Corporation of the City of Toronto is first obtained thereto.

Operation
By Gray
Coach
Lines

(3) The Toronto Transportation Commission may entrust to Gray Coach Lines, Limited, the operation and management of any of its motor vehicle transportation services.

(4) Subsections 2 and 3 of this section shall be deemed to have been in force on the 8th day of April, 1929.

